IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.508 OF 2007

Mr Sitaram Baji Rane, .. Petitioner
Vs
State of Maharashtra, .. Respondent.

Mr M.B.Shirsat, for the petitioner.
Mr A.S.Gadkari, APP, for the respondent.
Mr M.B.Kumbhar, API, Vartaknagar Police Station present.

CORAM : SMT.RANJANA DESAI & D.B.BHOSALE,JJ.
DATED : 05th JUNE, 2007

P.C.:

1. We have heard the learned counsel for the petitioner and the learned APP for the respondent.

2. The petitioner has prayed that strict action may be taken against Shri Sudharkar Chavan who, according to the petitioner, has committed serious cognizable offences. The learned APP on instructions from API Kumbhar, states that pursuant to the complaint lodged by the petitioner, an offence was registered being CR.No.I-46/2007 at Vartak Nagar Police Station on 2.2.2007. The police have recorded statements of 18 witnesses. The C.D has been taken charge under the panchanama. The learned APP states that prima facie the police have come to the conclusion that offence under section 395 of IPC has not been made out and the police will submit report in

accordance with law within a period of two weeks. In view of this, the learned counsel for the petitioner, seeks permission to withdraw this petition. The petition is allowed to be withdrawn and is disposed of as such.

3. Needless to state that if the petitioner wants to challenge the report submitted by the police, he may do so. However, we make it clear that we have not expressed any opinion on the merits of the case.

(D.B.BHOSALE,J.) (SMT.RANJANA DESAI,J.)